

RECEIVED
CENTRAL FAX CENTER

001/012

JUN 21 2005

**WOMBLE
CARLYLE
SANDRIDGE
& RICE**A PROFESSIONAL LIMITED
LIABILITY COMPANYOne Atlantic Center
1201 West Peachtree Street
Suite 3500
Atlanta, GA 30309
Telephone: (404) 872-7000
Fax: (404) 888-7490
Web Site: www.wcsr.comDana E. Stano
Direct Dial: (404) 879-2437
Direct Fax: (404) 879-2937
E-mail: dstano@wcsr.com**FACSIMILE**

June 21, 2005

Number of pages,
including cover sheet:Please call Kimberly at (404) 962-7535 if the message
you receive is incomplete or not legible

C/M #:

48411.0001.3

12

To:	Company:	Fax:	Phone:
Examiner John Fox	United States Patent & Trademark Office	703/872.9306	

Please see the following Amendment and Response to Office Action mailed March 21, 2005 in
reference to the following application:

In re application of:

STEFFEN BENDER

Serial No: 10/603,072

Filed: June 24, 2003

For: **THROTTLE VALVE**

Conf. No.: 8593

Examiner: John Fox

Art Unit: 3753

Attorney Docket no: R115 1011.1

BEST AVAILABLE COPY

ATLANTA 440484v1

CONFIDENTIAL AND PRIVILEGED: The information contained in this facsimile is privileged and confidential information intended for the sole use of the addressee. If the reader of this facsimile is not the intended recipient, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this FAX in error, please immediately notify the person listed above, and return the original message by mail to the sender at the address listed above.

PTO/SB/21 (09-04)
Approved for use through 07/31/2003. OMB 0391-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Patent and Trademark Act of 1980, the person is required to provide a collection of information to the United States Patent and Trademark Office.

TRANSMITTAL FORM <small>(To be used for all correspondence after initial filing)</small>	Application Number	10/303,072
	Filing Date	June 24, 2003
	First Named Inventor	Bender, Stefan
	Art Unit	3753
	Examiner Name	John Fox
	Attorney Doctat Number	R115 1011.1
Total Number of Pages in This Submission		10

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Motion, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavit/Declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.32 or 1.53	Remarks _____	
	Certificate of Facsimile _____	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Womble Carlyle Sandridge & Rice, PLLC		
Signature	<i>Dana E. Stano</i>		
Printed name	Dana E. Stano		
Date	June 21, 2005	Reg. No.	50,750

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460 on the date shown below:			
Signature	<i>Kimberly L. Choudhry</i>		
Typed or printed name	Kimberly L. Choudhry	Date	June 21, 2005

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including searching, preparing, and submitting the completed collection form to the USPTO. Time will vary depending upon the individual case. Any comments on the burden of time you require to complete this form (under regulations for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

BEST AVAILABLE COPY

RECEIVED
CENTRAL FAX CENTER

JUN 21 2005

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Conf. No.: 8593
)	
STEFFEN BENDER)	Examiner: John Fox
)	
Serial No: 10/603,072)	Art Unit: 3753
)	
Filed: June 24, 2003)	Attorney Docket no: R115 1011.1
)	
For: THROTTLE VALVE)	

AMENDMENT AND RESPONSE UNDER 37 CFR 1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed March 21, 2005, please enter the following amendments and consider the following remarks.

In accordance with 37 C.F.R. 1.121, the present amendment is submitted in separate sections as follows.

1. Amendments to the Claims, presented as a Listing of Claims, begin on page 2 of this paper.
2. Remarks begin on page 6 of this paper.
3. Conclusion is on page 10 of this paper.

BEST AVAILABLE COPY

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being sent via facsimile to Examiner Fox at facsimile number 703/872.9306 on June 21, 2005.


Kimberly L. Choudhry